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February 26, 2008

In re application of: STAR et al.

Attorney Docket No.:
NANOP002/NMX-043.2

Application No.: 10/656,898

Examiner: Rao, S.

Filed: September 5, 2003

Group No: 2814

Title: NANOSTRUCTURE SENSOR DEVICE
WITH POLYMER RECOGNITION LAYER

Confirmation No: 1540

FAX #: 571-273-8300

Sender: Denise S. Bergin, Reg. No. 50,581

Re: Revocation Power of Attorney and Assignment

Pages Including Cover Sheet(s): 06

MESSAGE:

CONFIDENTIALITY NOTE

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BeyerWeaver LLP • 500 12th Street, Suite 200, Oakland, CA 94607 • Phone 510.663.0000 • Fax 510.663.0920 • www.beyercilaw.com

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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**REVOCATION OF PRIOR POWERS with GRANT OF NEW POWER,
PROSECUTION TO EXCLUSION OF INVENTORS and
STATEMENT ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION
37 CFR §1.36, §3.71 and §3.73**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The assignee of the entire interest in this application hereby revokes all powers of attorney previously given and hereby appoints the law firm of Beyer Weaver LLP and all practitioners who are associated with the Customer Number 022434 as principal attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Pursuant to 37 CFR §3.71, the assignee is of record as shown below and is owner of the entire right, title and interest in the above-referenced patent application. Assignee hereby states that prosecution of the patent application shall be conducted to the exclusion of the inventive entity or any assignee previously entitled to conduct prosecution.

Pursuant to 37 CFR §3.73, Nanomix, Inc. is the assignee of the above-referenced patent application by virtue of an assignment document. The assignment document

☐ is recorded at Reel , Frame

☒ is attached (or a copy thereof).

I am authorized to act on behalf of the assignee.

Please send all correspondence for this application as follows:

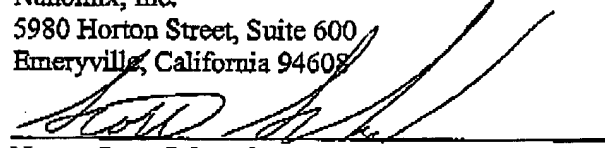
Customer Number 022434
Beyer Weaver LLP
P.O. Box 70250
Oakland, CA 94612-0250

Please direct any calls to Jeffrey K. Weaver (510) 663-1100.

Assignee of Entire Interest:

Nanomix, Inc.
5980 Horton Street, Suite 600
Emeryville, California 94608

Date 2-26-08


Name: Scott Schroeder
Title: CFO-VP Finance

NANOPOD2US (mix-043.2)

612407-2

ASSIGNMENT

WHEREAS, **ALEXANDER STAR**, residing at 820 Kains Avenue, #210, Albany, California, **JEAN-CHRISTOPHE P. GABRIEL**, residing at 1205 McDonald Drive, Pinole, California, and **GEORGE GRÜNER**, residing at 960 Kenfield Avenue, Los Angeles, California 90049, have made certain new and useful inventions in **NANOSTRUCTURE SENSOR DEVICE WITH POLYMER RECOGNITION LAYER**, and have disclosed the same in an application for Letters Patent of the United States therefor, said application having been filed with the U.S. Patent and Trademark Office on September 5, 2003, bearing Serial No. 10/656,898; and

WHEREAS, **NANOMIX, INC.**, a corporation organized and existing under the laws of the State of California, having a place of business at 5980 Horton Street, 6th Floor, Emeryville, California 94608, (hereafter called the "Assignee") is desirous of acquiring the entire interest in all inventions disclosed in said application;

NOW, THEREFORE, in consideration of the sum of one dollar (\$1.00) and other good and valuable considerations to us paid by said Assignee, the receipt and sufficiency whereof is hereby acknowledged, we do hereby sell, assign, and transfer unto said Assignee, its successors and assigns, the entire right, title and interest throughout the world in and to all said inventions disclosed in said application; and in and to said application, including all priority rights for other countries arising from said application; and in and to all substitutions, provisionals, divisions, and continuations thereof; and in and to all Letters Patent, United States and foreign, that may be granted for said inventions; and in and to all extensions, renewals, and reissues thereof.

And we do hereby authorize and request the Commissioner of Patents of the United States and the duly constituted authorities of foreign countries to issue any Letters Patent which may be granted on said inventions, on any applications related thereto, and on any substitute, continuing, divisional, or reissue applications, or any of them, to said Assignee, its successors and assigns, as assignee of the entire right, title and interest therein and thereto.

And for the consideration aforesaid, we do hereby, for us and for our legal representatives, further covenant and agree with said Assignee, its successors and assigns, that we have full and unencumbered title to the inventions and application above described and hereby assigned, which title we warrant unto said Assignee, its successors and assigns; that we have granted to others no license to make, use, or sell said inventions; and that we will not execute any instrument in conflict herewith.

And for the consideration aforesaid, we do hereby, for us and for our legal representatives, further covenant and agree with said Assignee, its successors and assigns, that upon request we will execute substitute, continuing, divisional, or reissue applications, amended specifications, or rightful oaths; communicate to said Assignee, its successors and assigns, any facts known to us relating to said inventions or the history thereof; execute preliminary statements; testify in any interference or other legal

LA2:751780.1

proceedings involving said inventions; execute and deliver any application papers, assignments, or other instruments, and do all other acts which, in the opinion of counsel for said Assignee, may be necessary or convenient to secure the grant of Letters Patent to said Assignee, its successors and assigns, or its nominees, in the United States and in all other countries where said Assignee may desire to have the said inventions, or any of them, patented, with specifications and claims in such form as shall be approved by counsel for said Assignee, and to vest and confirm and complete legal and equitable title to all such inventions, applications, and Letters Patent, and to enable it to record said title, without further consideration than now paid but at the expense of said Assignee, its successors or assigns.

Date: 6/14/2005Alexander Star
Alexander StarDate: 06/14/2005Jean-Christophe P. Gabriel
Jean-Christophe P. Gabriel

Date: _____

George Grüner
George Grüner

UNITED STATES OF AMERICA

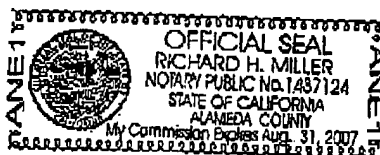
STATE OF CALIFORNIACOUNTY OF Alameda) ss:

On 14 June 2005 before me,
Richard H. Miller, A Notary Public personally appeared **ALEXANDER STAR**,
personally known to me (or proved to me on the basis of satisfactory evidence) to be
the person whose name is subscribed to the within instrument and acknowledged to me
that he executed the same in his authorized capacity, and that by his signature on the
instrument the person, or the entity upon behalf of which the person acted, executed the
instrument.

WITNESS my hand and official seal.

Signature: Richard H. Miller

[Seal]



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UNITED STATES OF AMERICA

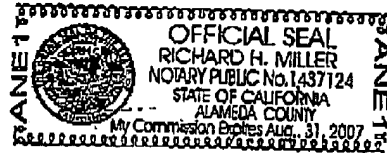
STATE OF CALIFORNIA)
COUNTY OF Alameda) ss:

On 14 June 2007 before me,
Richard H. Miller, Notary Public personally appeared **JEAN-CHRISTOPHE P. GABRIEL**, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Signature: 

[Seal]



UNITED STATES OF AMERICA

STATE OF _____)
COUNTY OF _____) ss:

On _____ before me,
_____ personally appeared **GEORGE GRÜNER**, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Signature: _____

[Seal]